

EXHIBIT A

From: Ron Satija <rsatija@satijatrustee.com>
Sent: Thursday, August 1, 2024 6:34 PM
To: Bloom, Mark; Ron Satija; Michael Conway; Burch, Alexander
Cc: Todd Headden (theaden@haywardfirm.com); Tobin, Shane P. (USTP)
Subject: [EXTERNAL] FW: artiusi.D Order from 8/1 Status Conference
Attachments: In re ArtiusID - Order Template(430160748.1).docx; Redline.docx

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Ron

From: Jason Binford <jason.binford@rsbfirm.com>
Sent: Thursday, August 1, 2024 4:48 PM
To: Bloom, Mark <Mark.Bloom@bakermckenzie.com>; Ron Satija <rsatija@satijatrustee.com>; Michael Conway <mconway@lpgmlaw.com>; Burch, Alexander <Alexander.Burch@bakermckenzie.com>
Subject: RE: artiusi.D Order from 8/1 Status Conference

Thanks, Mike. See attached for my edits (including that one). Redline and clean copy as revised attached.

Jason Binford
Shareholder

ROSS, SMITH & BINFORD, PC

Bankruptcy Solutions + Mediation Services

2901 Via Fortuna, Bldg. 6, Suite 450

Austin, TX 78746

Tel 512.351.4778 Email jason.binford@rsbfirm.com

[Website](#) | [vCard](#) | [LinkedIn](#)

From: Michael Conway <mconway@lpgmlaw.com>
Sent: Thursday, August 1, 2024 4:46 PM
To: Bloom, Mark <Mark.Bloom@bakermckenzie.com>; Ron Satija <rsatija@satijatrustee.com>; Jason Binford <jason.binford@rsbfirm.com>
Cc: Burch, Alexander <Alexander.Burch@bakermckenzie.com>
Subject: Re: artiusi.D Order from 8/1 Status Conference

Thanks Mark

Paragraph 1 - "promptly FILE"???

I'm on the road so can't help beyond this. Jason may have additional thoughts...

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From: Bloom, Mark <Mark.Bloom@bakermckenzie.com>

Sent: Thursday, August 1, 2024 5:37:56 PM

To: Ron Satija <rsatija@satijatrustee.com>; jason.binford@rsbfirm.com <jason.binford@rsbfirm.com>; Michael Conway <mconway@lpgmlaw.com>

Cc: Burch, Alexander <Alexander.Burch@bakermckenzie.com>

Subject: RE: artiusi.D Order from 8/1 Status Conference

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From: Bloom, Mark

Sent: Thursday, August 1, 2024 5:29 PM

To: Ron Satija <rsatija@satijatrustee.com>; jason.binford@rsbfirm.com; Michael Conway <mconway@lpgmlaw.com>

Cc: Burch, Alexander <Alexander.Burch@bakermckenzie.com>

Subject: artiusi.D Order from 8/1 Status Conference

Good afternoon all.

Still getting comments internally but I wanted to circulate my draft Order from this afternoon's Status Conference.

If one of you could be so kind to give me the details of the US Trustee I will make sure he/she is included on the notice list.

Please send comments by tomorrow morning if possible. I will proceed next to draft a Stipulation and Motion for Dismissal for joint submission by the Petitioning Creditors and Debtor.

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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

In re:	§	Case No. 23-11007-cgb
	§	
ARTIUSID, INC.,	§	Chapter 7
	§	
Alleged Debtor.	§	

**ORDER ABATING PROCEEDINGS ON DEBTOR'S MOTION FOR REHEARING,
GRANTING STAY OF ORDER FOR RELIEF PENDING EXPEDITED HEARING ON
CONSENSUAL DISMISSAL OF INVOLUNTARY CASE,
AND SETTING PROCEDURES FOR APPROVAL OF DISMISSAL**

THIS MATTER came before the Court for Status Conference on Thursday, August 1, 2024 (the "Status Conference"), pursuant to the Court's *Order Setting Status Conference on Motion for Rehearing of the Order for Relief* [ECF No. 74]. As referenced in that Order, the Debtor's *Motion for Rehearing, Etc.* [ECF No. 70] (the "Motion for Rehearing") was directed to the *Order for Relief Under Chapter 7* [ECF No. 62] (the "Order for Relief") entered by the Court on July 24, 2024,

following the entry of its *Opinion on Motion to Dismiss Involuntary Case* [ECF No. 60] and *Order Denying Motion to Dismiss* [ECF No. 61] on July 23 and 24, 2024, respectively.

At the Status Conference, counsel for the Debtor and Petitioning Creditors announced the terms of a settlement pursuant to which the Involuntary Petition [ECF No. 1] shall be dismissed by consent upon payment of an agreed sum to the trust account of New York litigation counsel for the Petitioning Creditors, subject to compliance with the procedures set forth in section 303(j) of the Bankruptcy Code, 11 U.S.C. §303(j), and to a stay of the Order for Relief pending such compliance and dismissal. The Court having heard from counsel for the Debtor, Petitioning Creditors, the Chapter 7 Trustee and other parties in interest on the record at the Status Conference, and otherwise being duly advised in the premises, finds and determines that the proposed disposition as set forth on the record is reasonable and calculated to avoid prejudice to the interests of all parties in interest. Accordingly, it is

ORDERED AND ADJUDGED AS FOLLOWS:

1. Pursuant to section 303(j) of the Bankruptcy Code, the Debtor and Petitioning Creditors shall promptly file a stipulation and/or joint motion setting forth their consent to the dismissal of the Involuntary Petition (the "Dismissal Motion") and, if appropriate, under section 707 of the Bankruptcy Code, 11 U.S.C. §707, the terms of such dismissal, and the proposed procedures for notice and hearing in respect of that disposition.
2. Pursuant to Local Rule 9013 of this Court, the Debtor and Petitioning Creditors shall attach to the Dismissal Motion and file separately with the Court a [Proposed] Order scheduling a hearing on the Dismissal Motion, upon notice to all creditors as required under section 303(j). The Debtor shall identify such creditors by name and last known

address and such list of creditors shall be attached to the Dismissal Motion and shared with the Chapter 7 Trustee and the United States Trustee.

3. Pending a final disposition of the Dismissal Motion at the hearing to be scheduled as set forth above:

a. The Order for Relief be and hereby is **STAYED IN ALL RESPECTS**, upon the condition that during the period of such stay the Debtor shall make no transfers or dispositions of assets outside the ordinary course of its business;

b. Except as otherwise set forth herein the Chapter 7 Trustee shall be **DISCHARGED** of any responsibility to act as a Trustee under section 704 of the Bankruptcy Code, 11 U.S.C. §704; and

c. All proceedings on the Motion for Rehearing are hereby **ABATED**.

4. Notwithstanding the entry of the Stay as set forth in the preceding paragraph, the Chapter 7 Trustee shall have the right to appear and be heard in respect of the Dismissal Motion, and to seek the allowance and payment of Trustee fees and expenses as a condition of the dismissal of this case.

5. For avoidance of doubt, the relief set forth in this Order is effective immediately as of the Status Conference.

###

Submitted by:

Alexander D. Burch
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mark.bloom@bakermckenzie.com

Counsel for Debtor ArtuisID

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and last known address ~~on a~~ and such list of creditors ~~to~~ shall be attached to the Dismissal Motion and shared with the Chapter 7 Trustee and the United States Trustee.

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mark.bloom@bakermckenzie.com

Counsel for Debtor ArtuisID

From: Todd Headden <theadden@haywardfirm.com>
Sent: Thursday, August 1, 2024 7:38 PM
To: Ron Satija; Jason Binford; Bloom, Mark; Michael Conway; Burch, Alexander
Cc: Tobin, Shane P. (USTP); tgibbs@cokinoslaw.com
Subject: [EXTERNAL] RE: artiusi.D Order from 8/1 Status Conference 23-11007
Attachments: Redline-Order Abating (8.1.24)(TBH RS Edits).docx

Follow Up Flag: Follow up
Flag Status: Flagged

Good Evening,

Please find attached the redlines requested by Mr. Satija. Please advise if there are any questions or concerns.

Regards,



Todd

Todd Headden
Attorney & Counselor
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DALLAS, TEXAS 75231
MAIN/FAX: (972) 755-7100

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Cc: Todd Headden <theadden@haywardfirm.com>

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My counsel, Todd Headden, was not copied. I am forwarding these redlines to him and have copied him here for convenience.

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ORDERED AND ADJUDGED AS FOLLOWS:

1. Pursuant to section 303(j) of the Bankruptcy Code, the Debtor and Petitioning Creditors shall promptly ~~-(within 7 days)~~ [file a](#) stipulation and/or joint motion setting forth their consent to the dismissal of the Involuntary Petition (the "Dismissal Motion") and, if appropriate, under section 707 of the Bankruptcy Code, 11 U.S.C. §707, the terms of such dismissal, and the proposed procedures for notice and hearing in respect of that disposition.
2. Pursuant to Local Rules [9013](#) [and 9014](#) of this Court, the Debtor and Petitioning Creditors shall attach to the Dismissal Motion and file separately with the Court a [Proposed] Order scheduling a hearing on the Dismissal Motion, upon notice to all

creditors as required under section 303(j). The Debtor shall comply with this Court's rules regarding service and negative notice periods and rules for expediting hearings. The Debtor shall identify ~~such~~ all known creditors, whether their claims are contingent, disputed, or unliquidated and file, under penalty of perjury, a creditor's matrix identifying the creditors ~~to be identified~~ by name and last known address. The Debtor shall serve the Dismissal Motion and attachments and notice of hearing upon all ~~on and such list of~~ creditors and interested parties, including ~~to be attached to the Dismissal Motion and shared with~~ the Chapter 7 Trustee and the United States Trustee and file a certificate of service of same.

3. Pending a final disposition of the Dismissal Motion at the hearing to be scheduled as set forth above:

- a. The Order for Relief be and hereby is **STAYED IN ALL RESPECTS**, upon the condition that during the period of such stay the Debtor shall make no transfers or dispositions of assets outside the ordinary course of its business;
- b. Except as otherwise set forth herein the Chapter 7 Trustee shall be **DISCHARGED** of any responsibility to act as a Trustee under section 704 of the Bankruptcy Code, 11 U.S.C. §704, subject to further order of the Court; and
- c. All ~~proceedings~~ on the Motion for Rehearing are hereby **ABATED**.

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4. Notwithstanding the entry of the Stay as set forth in the preceding paragraph, the Chapter 7 Trustee shall have the right to appear and be heard in respect of the Dismissal Motion and any other matter, including seeking information and proof of the financial affairs of

the Debtor under § 704(a), and to seek the allowance and payment of Trustee fees and expenses ~~as a condition of the dismissal of this case.~~

5. The Debtor shall report weekly to the U.S. Trustee and the Chapter 7 Trustee regarding its use of funds.

6. Any settlement between the Debtor and its creditors will comply with Bankruptcy Rule 9019.

~~§.7.~~ For avoidance of doubt, the relief set forth in this Order is effective immediately as of the Status Conference.

###

Submitted by:

Alexander D. Burch
BAKER & McKENZIE LLP
800 Capitol St., Suite 2100
Houston, Texas 77002
Telephone: (713) 427-5000
Facsimile: (713) 427-5099
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Miami, Florida 33131
Telephone: (305) 789-8927
Facsimile: (305) 789-8953
mark.bloom@bakermckenzie.com

Counsel for Debtor ArtuisID

From: Tobin, Shane P. (USTP) <Shane.P.Tobin@usdoj.gov>
Sent: Thursday, August 1, 2024 9:26 PM
To: Bloom, Mark; Todd Headden; Ron Satija; Jason Binford; Michael Conway; Burch, Alexander
Cc: tgibbs@cokinoslaw.com
Subject: [EXTERNAL] RE: artiusi.D Order from 8/1 Status Conference 23-11007

Follow Up Flag: Follow up
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All:

I am still reviewing the order and will let you know in the morning if I have any substantive comments. Mr. Satija and Mr. Headden have already included many of the additions I would have requested.

I have concerns regarding the soon-to-be filed motion to dismiss and/or 9019 regarding “dismissed by consent upon payment of an agreed sum to the trust account of New York litigation counsel for the Petitioning Creditors”. I was not at the hearing today, so can you tell me did the Court find that the “proposed disposition” of the case regarding the debtor paying off the petition creditors so the case can be dismissed is reasonable? Or is this supposed to mean the relief in the order regarding abatement, stay of the order for relief, and procedures for dismissal?

Additionally, under what authority does the court have to authorize a payment to a creditor if there is no order for relief? Even if there was an order for relief, I do not see how the court can authorize this payment. Especially when we do not have any schedules showing whether there are higher priority creditors, cash on hand, ability to repay its other creditors.

The UST will object to any motion to expedite the Dismissal Motion. This case has been going on for 9+ months, there is no need to expedite.

Please let me know if anyone wants to discuss this tomorrow.

Regards,

Shane P. Tobin
Trial Attorney
United States Department of Justice
Office of the United States Trustee
903 San Jacinto Blvd, Room 230
Austin, TX 78701
P: (512) 916-5348
C: (202) 441-7631



=====

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Subject: [EXTERNAL] Re: artiusi.D Order from 8/1 Status Conference 23-11007

Those changers may be helpful. Will call in morning and get this finished.

From: Todd Headden <theadden@haywardfirm.com>
Sent: Thursday, August 1, 2024 8:22:18 PM
To: Bloom, Mark <Mark.Bloom@bakermckenzie.com>; Ron Satija <rsatija@satijatrustee.com>; Jason Binford <jason.binford@rsbfirm.com>; Michael Conway <mconway@lpgmlaw.com>; Burch, Alexander <Alexander.Burch@bakermckenzie.com>
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Subject: [EXTERNAL] RE: artiusi.D Order from 8/1 Status Conference 23-11007

Mr. Bloom,

I can be available to discuss in the morning, if needed. I have conferred with Mr. Satija, and he is fine with these further revisions:
In number 4, you can strike "including seeking information and proof of the financial affairs of the Debtor under § 704(a)".

In number 5, you can strike the Chapter 7 Trustee from the reporting requirements.

If there are further questions or edits, please propose a time to discuss in the morning.

Regards,
Todd

Todd Headden
Attorney & Counselor
Hayward PLLC
theadden@haywardfirm.com
737.881.7104 (Direct/Fax)



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DALLAS, TEXAS 75231
MAIN/FAX: (972) 755-7100

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Cc: Tobin, Shane P. (USTP) <Shane.P.Tobin@usdoj.gov>; tgibbs@cokinoslaw.com
Subject: Re: artiusi.D Order from 8/1 Status Conference 23-11007

Some of your changes are acceptable, others are more difficult — especially since the Order for Relief is stayed and he is discharged of responsibilities. Can we discuss in the morning?

From: Todd Headden <theaden@haywardfirm.com>
Sent: Thursday, August 1, 2024 7:38:26 PM
To: Ron Satija <rsatija@satijatrustee.com>; Jason Binford <jason.binford@rsbfirm.com>; Bloom, Mark <Mark.Bloom@bakermckenzie.com>; Michael Conway <mconway@lpgmlaw.com>; Burch, Alexander <Alexander.Burch@bakermckenzie.com>
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Good Evening,

Please find attached the redlines requested by Mr. Satija. Please advise if there are any questions or concerns.

Regards,
Todd

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737.881.7104 (Direct/Fax)



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From: Ron Satija <rsatija@satijatrustee.com>
Sent: Thursday, August 1, 2024 4:58 PM
To: Jason Binford <jason.binford@rsbfirm.com>; Bloom, Mark <Mark.Bloom@bakermckenzie.com>; Michael Conway <mconway@lpgmlaw.com>; Burch, Alexander <Alexander.Burch@bakermckenzie.com>
Cc: Todd Headden <theaddden@haywardfirm.com>
Subject: RE: artiusi.D Order from 8/1 Status Conference 23-11007

My counsel, Todd Headden, was not copied. I am forwarding these redlines to him and have copied him here for convenience.

From: Jason Binford <jason.binford@rsbfirm.com>
Sent: Thursday, August 1, 2024 4:48 PM
To: Bloom, Mark <Mark.Bloom@bakermckenzie.com>; Ron Satija <rsatija@satijatrustee.com>; Michael Conway <mconway@lpgmlaw.com>; Burch, Alexander <Alexander.Burch@bakermckenzie.com>
Subject: RE: artiusi.D Order from 8/1 Status Conference

Thanks, Mike. See attached for my edits (including that one). Redline and clean copy as revised attached.

Jason Binford
Shareholder

ROSS, SMITH & BINFORD, PC

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Tel 512.351.4778 **Email** jason.binford@rsbfirm.com
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From: Michael Conway <mconway@lpgmlaw.com>
Sent: Thursday, August 1, 2024 4:46 PM
To: Bloom, Mark <Mark.Bloom@bakermckenzie.com>; Ron Satija <rsatija@satijatrustee.com>; Jason Binford <jason.binford@rsbfirm.com>
Cc: Burch, Alexander <Alexander.Burch@bakermckenzie.com>
Subject: Re: artiusi.D Order from 8/1 Status Conference

Thanks Mark

Paragraph 1 - "promptly FILE"???

I'm on the road so can't help beyond this. Jason may have additional thoughts...

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From: Bloom, Mark <Mark.Bloom@bakermckenzie.com>
Sent: Thursday, August 1, 2024 5:37:56 PM
To: Ron Satija <rsatija@satijatrustee.com>; jason.binford@rsbfirm.com <jason.binford@rsbfirm.com>; Michael Conway <mconway@lpgmlaw.com>
Cc: Burch, Alexander <Alexander.Burch@bakermckenzie.com>
Subject: RE: artiusi.D Order from 8/1 Status Conference

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To: Ron Satija <rsatija@satijatrustee.com>; jason.binford@rsbfirm.com; Michael Conway <mconway@lpgmlaw.com>
Cc: Burch, Alexander <Alexander.Burch@bakermckenzie.com>
Subject: artiusi.D Order from 8/1 Status Conference

Good afternoon all.

Still getting comments internally but I wanted to circulate my draft Order from this afternoon's Status Conference.

If one of you could be so kind to give me the details of the US Trustee I will make sure he/she is included on the notice list.

Please send comments by tomorrow morning if possible. I will proceed next to draft a Stipulation and Motion for Dismissal for joint submission by the Petitioning Creditors and Debtor.

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